

CC Docket No. 02-6
CC Docket No. 96-45

Request for Review

Received & Inspected

OCT 3 - 2008

Marlene H. Dortch, Secretary
Federal Communications Commission
Office of the Secretary
445 12th Street, SW
Washington, DC 20554

FCC Mail Room

DOCKET FILE COPY ORIGINAL

School District/Billed Entity Name: MATTAWAN CONSOL SCHOOL DIST

Application Number: 582769

FRN: 1614816

Funding Commitment Decision Letter for Funding Year: 2007

FCDL Date: 5/23/2007

Billed Entity Number: 131354

Service Provider: Optimal Solutions Inc
SPIN: 143005071

Contact Name: Pete Poggione

Contact Address: 56720 Murray St., Mattawan, MI 49071

Contact Telephone Number: (269) 668-3361 x1549

Contact Fax Number: (269) 668-2372

Contract E-mail Address: ppoggione@mattawanschools.org

Appeal Prepared By: Janelle Morgan, USF Consultant

Address: 406 N. State St., P.O. Box 125, Stanton, MI 48888

Phone Number: (800) 705-9703

Fax Number: (815) 717-9761

E-mail Address: Janelle@elitefund.com

To Whom It May Concern:

This letter is an appeal for application 582769, FRN 1614816, which was approved in the amount of \$2,000 on 05/23/2007 and then adjusted in the amount of \$0 on June 30, 2008. Through Program Integrity Audit for the 2008 application, we were notified the FRN would be adjusted to \$0 because the service was deemed ineligible. However, we were not offered a chance to reduce the FRN by removing ineligible components of the service. Per FCC 07-61, Aiken County Public Schools, we would like to remove possible ineligible components of the service. The order specifies "...good cause exists to justify, on our own motion, waivers of section 54.504(d) to permit petitioners to remove ineligible services from their funding requests."

No. of Copies rec'd
List ABCDE

2

Background of Web Hosting Service: The *Infinite Campus Student Information System and Web Portal* provides a means for parents of students at Mattawan Consolidated Schools to download **stored** data about their students. It also is a means for **uploading** and **storing** forms and data created by Mattawan Consolidated Schools staff for viewing and **downloading** by the parents of our students. This clearly falls under both the "provisioning of disk space for storing applicant provided content" and "Web interface interface to upload files" criteria defined by USAC as a *web hosting* service.

After the adjustment notification, as noted in Attachments A and B, the service provider indicated that the web hosting service qualifies under the "provision of disk space for storing applicant-provided content" at .10 per student. The service provider also indicated the web hosting service qualifies under the "providing FTP transfer capacity so that files can be maintained" at .10 per student. At 3,742 students, .10 x 3,742 for the "provision of disk space for storing applicant-provided content" is \$374.20 and .10 x 3,742 for the "providing FTP transfer capacity so that files can be maintained" at \$374.20.

The original request was for \$5,000 or the total for the web hosting service. Based on the information provided by the web hosting service provider, we would like to reduce the funding request to \$748.40 for eligible services and \$4,251.60 for ineligible services.

Please find included in this appeal the following attachments:

- The cost allocation grid. (Please note that the PIA reviewer did not offer this grid. The Mattawan Consolidated Schools consultant offered it to the web hosting provider after she obtained it from a different PIA reviewer for a different school district.) (Attachment A)
- The Notification of Commitment Adjustment Letter. (Attachment B)
- A copy of the SLD denial decision letter. (Attachment C)
- The Funding Commitment Decision Letter. (Attachment D)
- The consultant Letter of Agency with the school district. (Attachment E)
- The original PIA email. (Attachment F)

On behalf of the Mattawan Consolidated Schools, I want to thank you for reviewing this appeal. If you require any further information, please contract either Janelle Morgan or Pete Poggione.

Consultant Signature: Janelle Morgan
Janelle Morgan, USF Consultant

Date: 09/25/2008

Attachment A

Feature/Service	Eligibility	Cost	% of Total Eligible Cost	% of Total Ineligible Cost
Provision of web site traffic (bandwidth)	ELIGIBLE	\$0		
Provision of disk space for storing applicant-provided content	ELIGIBLE	\$374.20	50%	0
Providing FTP transfer capacity so that files can be maintained	ELIGIBLE	\$374.20	50%	0
Web Page Creation	INELIGIBLE	\$0		
Chat Page	INELIGIBLE	\$0		
Homework Assignment Pages	INELIGIBLE	\$0		
Access to specialized content (e.g., need a user name and password)	INELIGIBLE	\$4,251.60	0	100%
Access to software applications	INELIGIBLE	\$0		
Access to storage features such as a "virtual hard drive"	INELIGIBLE	\$0		
Access to content creation/editing features including templates.	INELIGIBLE	\$0		
TOTAL		\$5,000.00	100%	100%



Universal Service Administrative Company

Schools & Libraries Division

Notification of Commitment Adjustment Letter

Funding Year 2007: 7/01/2007 - 6/30/2008

June 30, 2008

Pete Poggione

MATTAWAN CONSOL SCHOOL DIST

56720 MURRAY ST

MATTAWAN, MI 49071

Re: Form 471 Application Number: 582769

Funding Year: 2007

Applicant's Form Identifier: Mattawan 2007 WH2 471

Billed Entity Number: 131354

FCC Registration Number: 0009749987

SPIN Name: Optimal Solutions Inc

Service Provider Contact Person: Margaret Ingle

Our routine review of Schools and Libraries Program funding commitments has revealed certain applications where funds were committed in violation of program rules.

In order to be sure that no funds are used in violation of program rules, the Universal Service Administrative Company (USAC) must now adjust your overall funding commitment. The purpose of this letter is to make the adjustments to your funding commitment required by program rules, and to give you an opportunity to appeal this decision. USAC has determined the applicant is responsible for all or some of the program rule violations. Therefore, the applicant is responsible to repay all or some of the funds disbursed in error (if any).

This is NOT a bill. If recovery of disbursed funds is required, the next step in the recovery process is for USAC to issue you a Demand Payment Letter. The balance of the debt will be due within 30 days of the Demand Payment Letter. Failure to pay the debt within 30 days from the date of the Demand Payment Letter could result in interest, late payment fees, administrative charges and implementation of the "Red Light Rule." Please see the "Informational Notice to All Universal Service Fund Contributors, Beneficiaries, and Service Providers" at <http://www.universalservice.org/fund-administration/tools/latest-news.aspx#083104> for more information regarding the consequences of not paying the debt in a timely manner.

TO APPEAL THIS DECISION:

If you wish to appeal the Commitment Adjustment Decision indicated in this letter, your appeal must be received or postmarked within 60 days of the date of this letter. Failure to meet this requirement will result in automatic dismissal of your appeal. In your letter of appeal:

1. Include the name, address, telephone number, fax number, and e-mail address (if available) for the person who can most readily discuss this appeal with us.
2. State outright that your letter is an appeal. Identify the date of the Notification of Commitment Adjustment Letter and the Funding Request Numbers you are appealing. Your letter of appeal must include the Billed Entity Name, the Form 471 Application Number, Billed Entity Number, and FCC Registration Number (FCC RN) from the top of your letter.
3. When explaining your appeal, copy the language or text from the Notification of Commitment Adjustment Letter that is the subject of your appeal to allow the SLD to more readily understand your appeal and respond appropriately. Please keep your letter specific and brief, and provide documentation to support your appeal. Be sure to keep copies of your correspondence and documentation.
4. Provide an authorized signature on your letter of appeal.

If you are submitting your appeal electronically, please send your appeal to appeals@sl.universalservice.org using your organization's e-mail. If you are submitting your appeal on paper, please send your appeal to: Letter of Appeal, Schools and Libraries Division, Dept. 125 - Correspondence Unit, 100 South Jefferson Road, Whippany, NJ 07981. Additional options for filing an appeal can be found in the "Appeals Procedure" posted in the Appeals Area of the SLD section of the USAC web site or by contacting the Client Service Bureau at 1-888-203-8100. We strongly recommend that you use the electronic appeals options.

While we encourage you to resolve your appeal with the SLD first, you have the option of filing an appeal directly with the Federal Communications Commission (FCC). You should refer to CC Docket No. 02-6 on the first page of your appeal to the FCC. Your appeal must be received or postmarked within 60 days of the date of this letter. Failure to meet this requirement will result in automatic dismissal of your appeal. If you are submitting your appeal via United States Postal Service, send to: FCC, Office of the Secretary, 445 12th Street SW, Washington, DC 20554. Further information and options for filing an appeal directly with the FCC can be found in the "Appeals Procedure" posted in the Reference Area of the SLD section of the USAC web site, or by contacting the Client Service Bureau. We strongly recommend that you use the electronic filing options.

FUNDING COMMITMENT ADJUSTMENT REPORT

On the pages following this letter, we have provided a Funding Commitment Adjustment Report (Report) for the Form 471 application cited above. The enclosed Report includes the Funding Request Number(s) from your application for which adjustments are necessary. Immediately preceding the Report, you will find a guide that defines each line of the Report.

The SLD is also sending this information to your service provider(s) for informational purposes. If USAC has determined the service provider is also responsible for any rule violation on these Funding Request Numbers, a separate letter will be sent to the service provider detailing the necessary service provider action.

Please note that if the Funds Disbursed to Date amount is less than the Adjusted Funding Commitment amount, USAC will continue to process properly filed invoices up to the Adjusted Funding Commitment amount. Please note the Funding Commitment Adjustment Explanation in the attached Report. It explains why the funding commitment is being reduced. Please ensure that any invoices that you or your service provider submit to USAC are consistent with program rules as indicated in the Funding Commitment Adjustment Explanation. If the Funds Disbursed to Date amount exceeds your Adjusted Funding Commitment amount, USAC will have to recover some or all of the disbursed funds. The Report explains the exact amount (if any) the applicant is responsible for repaying.

Schools and Libraries Division
Universal Services Administrative Company

cc: Margaret Ingle
Optimal Solutions Inc

A GUIDE TO THE FUNDING COMMITMENT ADJUSTMENT REPORT

A report for each E-rate funding request from your application for which a commitment adjustment is required is attached to this letter. We are providing the following definitions for the items in that report.

FUNDING REQUEST NUMBER (FRN): A Funding Request Number is assigned by the SLD to each individual request in your Form 471 once an application has been processed. This number is used to report to applicants and service providers the status of individual discount funding requests submitted on a Form 471.

SERVICES ORDERED: The type of service ordered from the service provider, as shown on Form 471.

SPIN (Service Provider Identification Number): A unique number assigned by the Universal Service Administrative Company to service providers seeking payment from the Universal Service Fund for participating in the universal service support mechanisms. A SPIN is also used to verify delivery of services and to arrange for payment.

SERVICE PROVIDER NAME: The legal name of the service provider.

CONTRACT NUMBER: The number of the contract between the applicant and the service provider. This will be present only if a contract number was provided on your Form 471.

BILLING ACCOUNT NUMBER: The account number that your service provider has established with you for billing purposes. This will be present only if a Billing Account Number was provided on your Form 471.

SITE IDENTIFIER: The Entity Number listed in Form 471, Block 5, Item 22a. This number will only be present for "site specific" FRNs.

ORIGINAL FUNDING COMMITMENT: This represents the original amount of funding that SLD had reserved to reimburse you for the approved discounts for this service for this funding year.

COMMITMENT ADJUSTMENT AMOUNT: This represents the amount of funding that SLD has rescinded because of program rule violations.

ADJUSTED FUNDING COMMITMENT: This represents the adjusted total amount of funding that SLD has reserved to reimburse for the approved discounts for this service for this funding year. If this amount exceeds the Funds Disbursed to Date, the SLD will continue to process properly filed invoices up to the new commitment amount.

FUNDS DISBURSED TO DATE: This represents the total funds that have been paid to the identified service provider for this FRN as of the date of this letter.

FUNDS TO BE RECOVERED FROM APPLICANT: This represents the amount of improperly disbursed funds to date as a result of rule violation(s) for which the applicant has been determined to be responsible. These improperly disbursed funds will have to be recovered from the applicant.

FUNDING COMMITMENT ADJUSTMENT EXPLANATION: This entry provides an explanation of the reason the adjustment was made.

**Funding Commitment Adjustment Report for
Form 471 Application Number: 582769**

Funding Request Number:	1614816
Services Ordered:	INTERNET ACCESS
SPIN:	143005071
Service Provider Name:	Optimal Solutions Inc
Contract Number:	N/A
Billing Account Number:	N/A
Site Identifier:	131354
Original Funding Commitment:	\$2,000.00
Commitment Adjustment Amount:	\$2,000.00
Adjusted Funding Commitment:	\$0.00
Funds Disbursed to Date:	\$0.00
Funds to be Recovered from Applicant:	\$0.00
Funding Commitment Adjustment Explanation:	

After a thorough review, it was determined that the funding commitment for this request must be reduced by \$2,000.00. During the course of review/ it was determined that funding was provided for the following ineligible item: Services for Optimal Solution Infinite Campus (application hosting). The pre-discount cost associated with this item is \$5,000.00, for a total ineligible amount of \$5,000.00. At the applicant's 40 percent discount rate this resulted in an improper commitment of \$2,000.00. FCC rules provide that funding may be approved only for eligible products and/or services. The USAC web site contains a list of eligible products and/or services. See the web site, www.universalservice.org/sl/about/eligible-services-list.aspx for the Eligible Services List. USAC has determined that the applicant is responsible for the rule violation. Accordingly, the commitment has been reduced by \$2,000.00.

**PLEASE SEND A COPY OF THIS PAGE WITH YOUR
CHECK TO ENSURE TIMELY PROCESSING**



Universal Service Administrative Company
Schools & Libraries Division

Administrator's Decision on Appeal – Funding Year 2007-2008

July 30, 2008

Pete Poggione
Mattawan Consol. School Dist.
56720 Murray St.
Mattawan, MI 49071

Re: Applicant Name: MATTAWAN CONSOL SCHOOL DIST
Billed Entity Number: 131354
Form 471 Application Number: 582769
Funding Request Number(s): 1614816
Your Correspondence Dated: July 09, 2008

After thorough review and investigation of all relevant facts, the Schools and Libraries Division (SLD) of the Universal Service Administrative Company (USAC) has made its decision in regard to your appeal of USAC's Funding Year 2007 Commitment Adjustment Letter for the Application Number indicated above. This letter explains the basis of USAC's decision. The date of this letter begins the 60 day time period for appealing this decision to the Federal Communications Commission (FCC). If your Letter of Appeal included more than one Application Number, please note that you will receive a separate letter for each application.

Funding Request Number(s): 1614816
Decision on Appeal: **Denied**
Explanation:

- After a complete review of your appeal, USAC has determined that this request is for Infinite Campus, which is an online software administrative application (Optimal Solutions Inc.- SPIN 143095071) and is not eligible for funding. USAC gave you an opportunity to provide the additional documentation to enable USAC to appropriately revise your funding request and remove the costs associated with the ineligible services or the appropriate additional documentation demonstrating the eligibility of the services requested. In response, the rescinding of the entire \$5,000 pre-discount amount was confirmed. On appeal you have requested that the SPIN be changed to Infinite Campus, Inc. (SPIN 143029587). However, you also state that the vendors are related and provide documentation confirming that this request is for the Infinite Campus online software administrative application. The Schools and Libraries Support Mechanism rules and procedures provide that

if 100% of an applicant's funding request includes ineligible products or services, the funding request must be rescinded. In your appeal, you did not show that USAC's determination was incorrect. Consequently, your appeal is denied.

FCC rules provide that funding may be approved only for eligible products and services. See 47 C.F.R. secs. 54.502, 54.503. The USAC website contains a list of eligible products and services. See the website, www.usac.org/sl, Eligible Services List.

If your appeal has been approved, but funding has been reduced or denied, you may appeal these decisions to either USAC or the FCC. For appeals that have been denied in full, partially approved, dismissed, or canceled, you may file an appeal with the FCC. You should refer to CC Docket No. 02-6 on the first page of your appeal to the FCC. Your appeal must be received or postmarked within 60 days of the date on this letter. Failure to meet this requirement will result in automatic dismissal of your appeal. If you are submitting your appeal via United States Postal Service, send to: FCC, Office of the Secretary, 445 12th Street SW, Washington, DC 20554. Further information and options for filing an appeal directly with the FCC can be found in the "Appeals Procedure" posted in the Reference Area of the SLD section of the USAC website or by contacting the Client Service Bureau. We strongly recommend that you use the electronic filing options.

We thank you for your continued support, patience and cooperation during the appeal process.

Schools and Libraries Division
Universal Service Administrative Company

Attachment D

FUNDING COMMITMENT REPORT Billed Entity Name: MATTAHAN CONSOL SCHOOL DIST BEN: 131354 Funding Year: 2007

Comment on RAL corrections: The applicant did not submit any RAL corrections.

Form 471 Application Number: 582769
Funding Request Number: 1181/316
Funding Status: Funded
Category of Service: Internet Access
Form 470 Application Number: 949170000586763
SPIN: 143005071
Service Provider Name: Optimal Solutions Inc
Contract Number: N/A
Billing Account Number: N/A
Multiple Billing Account Numbers: N
Service Start Date: 07/01/2007
Service End Date: N/A
Contract Award Date: 02/07/2007
Contract Expiration Date: 05/30/2008
Shared Worksheet Number: 913210
Number of Months Recurring Service Provided in Funding Year: 12
Annual Pre-discount Amount for Eligible Recurring Charges: \$ 00
Annual Pre-discount Amount for Eligible Non-recurring Charges: \$5,000.00
Pre-discount Amount: \$5,000.00
Discount Percentage Approved by the USAC: 40%
Funding Commitment Decision: \$2,000.00 - FRN approved as submitted

FCDL Date: 05/23/2007

Wave Number: 003

Last Allowable Date for Delivery and Installation for Non-Recurring Services: 09/30/2008

FUNDING COMMITMENT REPORT Billed Entity Name: MATTAHAN CONSOL SCHOOL DIST BEN: 131354 Funding Year: 2007

Comment on RAL corrections: The applicant did not submit any RAL corrections.

Form 471 Application Number: 1545651
Funding Request Number: 1506964
Funding Status: Funded
Category of Service: Internet Access
Form 470 Application Number: 949170000586763
SPIN: 143000293
Service Provider Name: Nextell West Corp
Contract Number: N/A
Billing Account Number: 305030126
Multiple Billing Account Numbers: N
Service Start Date: 07/01/2007
Service End Date: 06/30/2008
Contract Award Date: N/A
Contract Expiration Date: N/A
Shared Worksheet Number: 836037
Number of Months Recurring Service Provided in Funding Year: 12
Annual Pre-discount Amount for Eligible Recurring Charges: \$10,797.60
Annual Pre-discount Amount for Eligible Non-recurring Charges: \$ 00
Pre-discount Amount: \$10,797.60
Discount Percentage Approved by the USAC: 40%
Funding Commitment Decision: \$4,319.04 - FRN approved as submitted

FCDL Date: 05/23/2007

Wave Number: 003

Last Allowable Date for Delivery and Installation for Non-Recurring Services: 09/30/2008

Attachment E

*Mattawan Consolidated School**Fifty-Six Seven Twenty Murray Street**Mattawan, Michigan 49071-9543**269-668-3361**Fax: 269-668-2372**July 1, 2008*

Pete Poggione
Mattawan Consolidated Schools
56720 Murray St.
Mattawan, MI 49071

Re: Letter of Agency for E-rate Funding Year 2008-2009

This **Letter of Agency** confirms the participation of Mattawan Consolidated Schools in the federal e-rate program in partnership with Elite Fund, Inc. (George Winchell, Michon Wiesen, Nicki Hansen, and/or Janelle Morgan). I hereby authorize Elite Fund, Inc. (George Winchell, Michon Wiesen, Nicki Hansen, and/or Janelle Morgan) to act on behalf of Mattawan Consolidated Schools for the 2007, 2008, and 2009 e-rate funding years with the Schools and Libraries Division of the Universal Service Administrative Company as defined and delimited within the attached Scope of Services during the 2008-2009 school fiscal year (July 1, 2008 through June 30, 2009). Elite Fund, Inc. (George Winchell, Michon Wiesen, Nicki Hansen, and/or Janelle Morgan) is authorized to assist the district in completing and filing the appropriate e-rate forms and in responding to USAC questions related to said applications. However, Elite Fund, Inc. (George Winchell, Michon Wiesen, Nicki Hansen, and/or Janelle Morgan) is not authorized to assist with the competitive bidding process or authorize (sign) applications. It is understood that **all decisions related to the submission of those applications/forms and/or in response to SLD queries shall be the responsibility of the district.**

Name of Entity:

Mattawan Consolidated Schools

Date:

07/1/2008

Signature:

Name:

Pete Poggione

Title:

District Technology Coordinator

*Attachment F***Janelle Morgan**

From: Janelle Morgan [janelle@elitefund.com]
Sent: Tuesday, May 01, 2007 2:10 PM
To: 'Bennett, Dorothy'
Cc: 'ppoggione@mattawanschools.org'; 'Karen Tudor'
Subject: FW: Applications 582769 and 545651
Attachments: Mattawan LOA.pdf; Contract for 582769.pdf; RE Blackberry monthly charges.txt; blackberry pricing 2006-2007 id_bb_price_grid_public.xls

Hi Dorothy,

Yes, I sent this last Friday. I did not get a failure notice and did receive the delivery successful message. I will call to verify you receive everything.

Thanks!

Janelle Morgan

Elite Fund, Inc.

Phone: (800) 705-9703

Fax: (815) 717-9761

E-mail: janelle@elitefund.com

Web: www.elitefund.com

"Grow and Expand Educational Opportunities Through Technology"

From: Janelle Morgan [mailto:janelle@elitefund.com]
Sent: Friday, April 27, 2007 2:39 PM
To: 'Bennett, Dorothy'
Cc: 'ppoggione@mattawanschools.org'; 'Karen Tudor'
Subject: RE: Applications 582769 and 545651

Hi Dorothy,

Please find attached the contract for App 582769 and service provider documentation for App 545651 for unlimited Blackberry service. If you need anything else, please let me know.

Thanks!

Janelle Morgan

Elite Fund, Inc.

Phone: (800) 705-9703

9/25/2008

Fax: (815) 717-9761

E-mail: janelle@elitefund.com

Web: www.elitefund.com

"Grow and Expand Educational Opportunities Through Technology"

From: Bennett, Dorothy [mailto:DBENNET@sl.universalservice.org]

Sent: Tuesday, April 24, 2007 10:03 AM

To: ppoggione@mattawanschools.org; janelle@elitefund.com

Subject: Applications 582769 and 545651

Pete/Janelle

Please provide me with vendor documentation for the following items asap:

Application 545651

FRN: 1506964

\$899.80

and

Application 582769

FRN: 1614816

\$5,000.00

If you have any questions, feel free to contact me.

Thank You,

Dorothy Bennett

Schools and Libraries Division

Program Integrity Assurance

(P) (973)581-7535

(F) (973)599-6522

dbennet@sl.universalservice.org

Confidentiality Notice: The information in this e-mail and any attachments thereto is intended for the named recipient(s) only. This e-mail, including any attachments, may contain information that is privileged and

9/25/2008

*confidential and subject to legal restrictions and penalties regarding its unauthorized disclosure or other use. If you are not the intended recipient, you are hereby notified that any disclosure, copying, distribution, or the taking of any action or inaction in reliance on the contents of this e-mail and any of its attachments is **STRICTLY PROHIBITED**. If you have received this e-mail in error, please immediately notify the sender via return e-mail, delete this e-mail and all attachments from your e-mail system and your computer system and network, and destroy any paper copies you may have in your possession. Thank you for your cooperation.*

Janelle Morgan

From: Janelle Morgan [janelle@elitefund.com]
Sent: Tuesday, May 01, 2007 2:09 PM
To: 'Bennett, Dorothy'
Cc: 'ppoggione@mattawanschools.org'; 'Karen Tudor'
Subject: FW: Delivery Status Notification (Success)

Attachments: details.txt; Applications 582769 and 545651 (1.27 MB)



details.txt (383 B)



Applications
582769 and 545651..

Here's the delivery confirmation from last Friday.

Thanks!

Janelle Morgan
Elite Fund, Inc.
Phone: (800) 705-9703
Fax: (815) 717-9761
E-mail: janelle@elitefund.com
Web: www.elitefund.com
"Grow and Expand Educational Opportunities Through Technology"

-----Original Message-----

From: postmaster@necaservices.com [mailto:postmaster@necaservices.com]
Sent: Friday, April 27, 2007 2:46 PM
To: janelle@elitefund.com
Subject: Delivery Status Notification (Success)

This is an automatically generated Delivery Status Notification.

Your message has been successfully delivered to the following recipients.

DBENNET@sl.universalservice.org

CC Docket No. 02-6

CC Docket No. 96-45

Request for Review

Received & Inspected

OCT 3 - 2008

FCC Mail Room

Marlene H. Dortch, Secretary
Federal Communications Commission
Office of the Secretary
445 12th Street, SW
Washington, DC 20554

School District/Billed Entity Name: MATTAWAN CONSOL SCHOOL DIST

Application Number: 591678

FRN: 1636344

Funding Commitment Decision Letter for Funding Year: 2008

FCDL Date: 6/3/2008

Billed Entity Number: 131354

Service Provider: Optimal Solutions Inc

SPIN: 143005071

Contact Name: Pete Poggione

Contact Address: 56720 Murray St., Mattawan, MI 49071

Contact Telephone Number: (269) 668-3361 x1549

Contact Fax Number: (269) 668-2372

Contract E-mail Address: ppoggione@mattawanschools.org

Appeal Prepared By: Janelle Morgan, USF Consultant

Address: 406 N. State St., P.O. Box 125, Stanton, MI 48888

Phone Number: (800) 705-9703

Fax Number: (815) 717-9761

E-mail Address: Janelle@elitefund.com

To Whom It May Concern:

This letter is an appeal for application 591678, FRN 1636344, which was denied in the amount of \$2,000.00. Through Program Integrity Audit, we were notified the FRN would be denied because the service was deemed ineligible. However, we were not offered a chance to reduce the FRN by removing ineligible components of the service. Per FCC 07-61, Aiken County Public Schools, we would like to remove possible ineligible components of the service. The order specifies "...good cause exists to justify, on our own motion, waivers of section 54.504(d) to permit petitioners to remove ineligible services from their funding requests."

Background of Web Hosting Service: The *Infinite Campus Student Information System and Web Portal* provides a means for parents of students at Mattawan Consolidated Schools to download **stored** data about their students. It also is a means for **uploading** and **storing** forms and data created by Mattawan Consolidated Schools staff for viewing and **downloading** by the parents of our students. This clearly falls under both the "provisioning of disk space for storing applicant provided content" and "Web interface interface to upload files" criteria defined by USAC as a *web hosting* service.

After the denial notification, as noted in Attachments A and B, the service provider indicated that the web hosting service qualifies under the "provision of disk space for storing applicant-provided content" at .10 per student. The service provider also indicated the web hosting service qualifies under the "providing FTP transfer capacity so that files can be maintained" at .10 per student. At 3,742 students, .10 x 3,742 for the "provision of disk space for storing applicant-provided content" is \$374.20 and .10 x 3,742 for the "providing FTP transfer capacity so that files can be maintained" at \$374.20.

The original request was for \$5,000 or the total for the web hosting service. Based on the information provided by the web hosting service provider, we would like to reduce the funding request to \$748.40 for eligible services and \$4,251.60 for ineligible services.

Please find included in this appeal the following attachments:

- The cost allocation grid. (Please note that the PIA reviewer did not offer this grid. The Mattawan Consolidated Schools consultant offered it to the web hosting provider after she obtained it from a different PIA reviewer for a different school district.) (Attachment A)
- The email between the consultant, school, and web hosting provider regarding the cost allocation grid. (Attachment B)
- All PIA correspondence. (Attachment C)
- A copy of the SLD denial decision letter. (Attachment D)
- The consultant Letter of Agency with the school district. (Attachment E)

On behalf of the Mattawan Consolidated Schools, I want to thank you for reviewing this appeal. If you require any further information, please contact either Janelle Morgan or Pete Poggione.

Consultant Signature: Janelle Morgan
Janelle Morgan, USF Consultant

Date: 09/25/2008

Attachment A

Feature/Service	Eligibility	Cost	% of Total Eligible Cost	% of Total Ineligible Cost
Provision of web site traffic (bandwidth)	ELIGIBLE	\$0		
Provision of disk space for storing applicant-provided content	ELIGIBLE	\$374.20	50%	0
Providing FTP transfer capacity so that files can be maintained	ELIGIBLE	\$374.20	50%	0
Web Page Creation	INELIGIBLE	\$0		
Chat Page	INELIGIBLE	\$0		
Homework Assignment Pages	INELIGIBLE	\$0		
Access to specialized content (e.g., need a user name and password)	INELIGIBLE	\$4,251.60	0	100%
Access to software applications	INELIGIBLE	\$0		
Access to storage features such as a "virtual hard drive"	INELIGIBLE	\$0		
Access to content creation/editing features including templates.	INELIGIBLE	\$0		
TOTAL		\$5,000.00	100%	100%

From: Janelle Morgan [janelle@elitefund.com]
Sent: Thursday, September 18, 2008 8:34 AM
To: 'Alec Saturley'; 'Pete Poggione'
Cc: 'Karen Tudor'
Subject: RE: Breakdown of Infinite Campus

Importance: High

Attachments: ERate Cost Allocation Table.xls



ERate Cost
Allocation Table.xls...

Hi,

Based on this, I have filled out the cost allocation table. Looking at the 2008 application, Mattawan has 3,742 students. At .10 cents per student for the provision of disk space and providing FTP, that equals \$374.20 per service or \$748.40 total. With a total cost of \$5,000, based on the information you gave me, only \$748.40 would be eligible (\$299.36 with the 40% discount). The "Access to specialized content" is completely ineligible.

Does this sound right? I'd like to get the comptroller's input as well if possible. I still haven't heard from the other consultant.

Janelle Morgan
Elite Fund, Inc.
Phone: (989) 283-1200 or (800) 705-9703
Fax: (815) 717-9761
E-mail: janelle@elitefund.com
Web: www.elitefund.com
"Grow and Expand Educational Opportunities Through Technology"

-----Original Message-----

From: Alec Saturley [mailto:saturleya@optimalinternet.com]
Sent: Wednesday, September 17, 2008 9:32 PM
To: janelle@elitefund.com; 'Pete Poggione'
Cc: 'Karen Tudor'
Subject: RE: Breakdown of Infinite Campus

Janelle,

I received this information from the national sales manager at Campus, who is one of the owners in the company. He indicated that he would think that the entire Campus system would fall into the "Access to specialized content (e.g., need a user name and password)" category. He also thought that the system would qualify under the "Provision of disk space for storing applicant-provided content" category and suggested \$.10/student/year as an amount. He also thought that the category of "

Providing FTP transfer capacity so that files can be maintained" was applicable and also suggested \$.10/student/year.

Does this information help? Please let me know. Thank you.

Alec L. Saturley
Optimal Solutions Inc.
1055 Gezon Pkwy SW
Wyoming, MI 49509
Phone: 616.281.6040
Direct: 616.588.8124
Toll Free: 888.832.3400
email: saturleya@optimalinternet.com
URL: www.optimalinternet.com

-----Original Message-----

From: Janelle Morgan [mailto:janelle@elitefund.com]
Sent: Wednesday, September 17, 2008 8:06 AM
To: Alec Saturley; 'Pete Poggione'
Cc: 'Karen Tudor'
Subject: RE: Breakdown of Infinite Campus

Great; thank you. It would be best if I could get it no later than Monday or Tuesday. I need to have the appeal in the mail by 9/25. Thank you!

Janelle Morgan
Elite Fund, Inc.
Phone: (989) 283-1200 or (800) 705-9703
Fax: (815) 717-9761
E-mail: janelle@elitefund.com
Web: www.elitefund.com
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-----Original Message-----

From: Alec Saturley [mailto:saturleya@optimalinternet.com]
Sent: Tuesday, September 16, 2008 4:08 PM
To: janelle@elitefund.com; 'Pete Poggione'
Cc: 'Karen Tudor'
Subject: RE: Breakdown of Infinite Campus
Importance: High

Janelle,

As I mentioned before, I have continued to pursue this with Campus. I just got off the phone with on

of the top execs in the company and have sent him your spreadsheet. He is going to take a look at it. He also talked previously with Zeeland's consultant. I will get back to everyone soon.

Thank you.

Alec L. Saturley
Optimal Solutions Inc.
1055 Gezon Pkwy SW
Wyoming, MI 49509
Phone: 616.281.6040
Direct: 616.588.8124
Toll Free: 888.832.3400
email: saturleya@optimalinternet.com
URL: www.optimalinternet.com

-----Original Message-----

From: Janelle Morgan [mailto:janelle@elitefund.com]
Sent: Monday, September 15, 2008 2:34 PM
To: 'Pete Poggione'; Alec Saturley
Cc: 'Karen Tudor'
Subject: RE: Breakdown of Infinite Campus

Hi,

I called the Zeeland consultant and he still hasn't heard back from the comptroller. He said he will pass the info on as soon as he gets it. I only have until next Friday (the 26th) to mail it out so hopefully he'll get it to me this week or early next.

Thanks!

Janelle Morgan
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-----Original Message-----

From: Janelle Morgan [mailto:janelle@elitefund.com]
Sent: Thursday, September 11, 2008 3:31 PM
To: 'Pete Poggione'; 'Alec Saturley'
Cc: 'Karen Tudor'
Subject: RE: Breakdown of Infinite Campus

I did some checking and Zeeland uses Infinite Campus as well and is not yet funded. I called their consultant and he said the IC comptroller is providing him with the breakdown of eligible/ineligible services. I've asked that consultant to ask the comptroller if he can provide us with the same information. The consultant is supposed to get back to me tomorrow. If they do, I should have time to write the appeal.

Janelle Morgan
Elite Fund, Inc.
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Web: www.elitefund.com
"Grow and Expand Educational Opportunities Through Technology"

-----Original Message-----

From: Pete Poggione [mailto:ppoggione@mattawanschools.org]
Sent: Thursday, September 11, 2008 3:02 PM
To: janelle@elitefund.com; Alec Saturley
Cc: Karen Tudor
Subject: RE: Breakdown of Infinite Campus

Alec - The simple fact is that every other vender that we deal with has had absolutely NO problem providing this information. I am growing increasingly weary of Infinite Campus' view on what information they will provide and what they choose they will support. Campus is a very good application, I will attest to that, but as each day passes I am more and more frustrated on their "definition" of customer support. At \$10+ per student I EXPECT a vendor to be cooperative and understand the term "Value Added Service". I also expect Optimal as a their representative to fully understand the needs of their client, assuming the role of client advocate as opposed to messenger in the middle.

Pete

Pete Poggione
Director of Information Technology
Mattawan Consolidated School
56720 Murray Street
Mattawan, MI 49071
269.668.3361 x1549

>>> Alec Saturley <saturleya@optimalinternet.com> 9/10/2008 6:02 AM >>>

Janelle,

I appreciate the fact that the ERate funding is based on this breakdown. The reality is that every district uses Campus somewhat differently and isn't it up to the district to determine how Campus fits into this grid? Some districts use the parent/student portal extensively and others do not, some use all of the flexibility of the curriculum and grading model and others do not. The district needs to make that call and submit it. We'll support that in any way we can and as I mentioned before, we'll

provide the Campus SPIN number.

Thank you and please let me know if I can do anything else to assist.

Alec L. Saturley

Optimal Solutions Inc.

1055 Gezon Pkwy SW

Wyoming, MI 49509

Phone: 616.281.6040

Direct: 616.588.8124

Toll Free: 888.832.3400

email: saturleya@optimalinternet.com<mailto:saturleya@optimalinternet.com>

URL: www.optimalinternet.com<http://www.optimalinternet.com>

[cid:image002.jpg@01C912D1.5B281C70]

From: Janelle Morgan [mailto:janelle@elitefund.com]

Sent: Tuesday, September 09, 2008 9:22 AM

To: Alec Saturley

Cc: 'Pete Poggione'; 'Karen Tudor'

Subject: RE: Breakdown of Infinite Campus

Hi Alec,

The attached table is the information I need filled out. I need to know what percentage of each listed part your service provides and also an explanation of how you arrived at the percentage. We need a breakdown of the service because it appears that your entire web hosting package is not eligible.

Janelle Morgan

Elite Fund, Inc.

Phone: (800) 705-9703

Fax: (815) 717-9761

E-mail: janelle@elitefund.com

Web: www.elitefund.com

"Grow and Expand Educational Opportunities Through Technology"

From: Alec Saturley [mailto:saturleya@optimalinternet.com]

Sent: Tuesday, September 09, 2008 8:58 AM

To: janelle@elitefund.com

Cc: 'Pete Poggione'; 'Karen Tudor'

Subject: RE: Breakdown of Infinite Campus

Janelle,

I would love to provide information for the district, but I'm not quite sure what you need. I just got a

response to my request from Campus asking them what information they normally provide and they indicated that they give the districts their SPIN number and the districts take it from there. So, if you could be more specific on what you need from us, then I will do everything that I can to provide that information. Thank you.

Alec L. Saturley
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Direct: 616.588.8124
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email: saturleya@optimalinternet.com<mailto:saturleya@optimalinternet.com>
URL: www.optimalinternet.com<http://www.optimalinternet.com>

[cid:image002.jpg@01C912D1.5B281C70]

From: Janelle Morgan [mailto:janelle@elitefund.com]
Sent: Tuesday, September 09, 2008 7:55 AM
To: Alec Saturley
Cc: 'Pete Poggione'; 'Karen Tudor'
Subject: RE: Breakdown of Infinite Campus
Importance: High

Hi Alec,
I only have about 2 weeks left to put the appeal together. Do you think I can get the information from you by the end of this week?
Thank you!

Janelle Morgan

Elite Fund, Inc.

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Fax: (815) 717-9761

E-mail: janelle@elitefund.com

Web: www.elitefund.com

"Grow and Expand Educational Opportunities Through Technology"

From: Janelle Morgan [mailto:janelle@elitefund.com]
Sent: Tuesday, September 02, 2008 7:40 AM
To: 'Alec Saturley'
Cc: 'Pete Poggione'; 'Karen Tudor'
Subject: RE: Breakdown of Infinite Campus